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11
12 **UNITED STATES DISTRICT COURT**
13 **CENTRAL DISTRICT OF CALIFORNIA**

14 LUXE LINK, LLC, a California limited
liability company,

15 Plaintiff,

16 v.

17 PROVIDE COMMERCE, INC., a
Delaware corporation, d/b/a
18 RedEnvelope.com,

19 Defendant.

20 Case No.

21 **CV 12-04829 DMG (MRW)**
22 **COMPLAINT FOR PATENT**
23 **INFRINGEMENT**

24 **DEMAND FOR JURY TRIAL**

25 **BY FAX**

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1 LUXE LINK, LLC (“Luxe Link” or “Plaintiff”) hereby alleges for its
2 complaint against PROVIDE COMMERCE, INC., a Delaware corporation doing
3 business as RedEnvelope.com (“RedEnvelope” or “Defendant”) upon personal
4 information as to Plaintiff’s own activities, and upon information and belief as to
5 the activities of others, as follows:

6 **I. NATURE OF THE CASE**

7 1. This is a claim for patent infringement arising under the patent laws of
8 the United States, Title 35 of the United States Code. Luxe Link owns two patents
9 for a popular style of purse hook, which Luxe Link also sells. RedEnvelope sells
10 purse hooks that infringe these patents. Luxe Link put RedEnvelope on notice of
11 its patents and RedEnvelope’s infringement. Despite Luxe Link’s efforts to resolve
12 this matter outside court, RedEnvelope has never articulated a defense and
13 continues to infringe. Luxe Link brings this action to collect from RedEnvelope its
14 actual damages, plus treble damages, attorney fees, and costs as the Patent Act
15 allows.

16 **II. JURISDICTION AND VENUE**

17 2. This Court has exclusive subject-matter jurisdiction over this action
18 pursuant to 28 U.S.C. §§ 1331 and 1338(a) because the claims arise under the
19 federal Patent Act, 35 U.S.C. § 101 *et seq.*

20 3. This Court has personal jurisdiction over Defendant because
21 Defendant resides in California. Venue is proper in this judicial district pursuant to
22 28 U.S.C. §§ 1391(b), (c) and/or 1400(b) because Defendant offers to sell and sells
23 infringing products in Los Angeles County.

24 **III. PARTIES**

25 4. Plaintiff Luxe Link, LLC is a California limited liability company
26 with its principal business address at 2500 Broadway, Suite 125, Santa Monica,
27 California 90404.

28 5. Luxe Link is the owner of U.S. Patent No. 7,644,900 (“the ’900

1 Patent”), entitled “Portable Hanger for Purse”, issued January 12, 2010 (copy
 2 attached as Exhibit A).

3 6. Luxe Link is the owner of U.S. Patent No. 8,061,669 (“the ’669
 4 Patent”, and together with the ’900 Patent, the “Luxe Link Patents”), entitled
 5 “Portable Hanger”, issued November 22, 2011 (copy attached as Exhibit B).

6 7. Luxe Link is the owner of the entire right, title, and interest in the
 7 Luxe Link Patents and has standing to sue for all past, present, and future
 8 infringement of the Luxe Link Patents.

9 8. Defendant Provide Commerce, Inc. is a Delaware corporation with its
 10 headquarters and principal business address at 4840 Eastgate Mall, San Diego,
 11 California 92121. Provide Commerce does business on the Internet as
 12 RedEnvelope.com through its website located at <redenvelope.com> and via
 13 catalogue sales.

14 9. Defendant transacts business and has provided to customers in this
 15 judicial district and throughout the State of California products and/or services that
 16 infringe and/or induce infringement of, and/or contribute to infringement of, one or
 17 more claims of the Luxe Link Patents.

18 10. Defendant manufactures, imports into the United States, sells, offers
 19 for sale, and/or uses portable hangers that infringe one or more claims of each of
 20 the Luxe Link Patents. Upon information and belief, such portable hangers are
 21 offered for sale and sold to customers in this judicial district and throughout the
 22 state of California.

23 IV. FACTUAL BACKGROUND

24 A. Luxe Link’s purse-hook business and patented technology

25 11. Luxe Link is a Los Angeles, California business which designs and
 26 sells purse hooks.

27 12. Kalika Yap, the founder and CEO of Luxe Link, invented a portable
 28 purse hook with links that form a hook for hanging an article (such as a purse)

from a table, and which can be collapsed into a compact storage configuration.

13. On January 12, 2010, the U.S. Patent Office confirmed the novelty of Luxe Link's purse hook invention when it issued the '900 Patent.

14. The '900 Patent discloses a portable hanger with the following key components:

- (a) A base with a planar bottom made to rest on a surface (*e.g.* a table);
 - (b) A chain of links connected to the base and which can be moved between two configurations;
 - (c) A stored configuration in which the links are wrapped around the base; and
 - (d) An operative configuration in which the links form a hook which can be used to hold a purse.

15. A drawing from the '900 Patent showing the portable hanger invention in its stored configuration with the links wrapped around the base appears below:

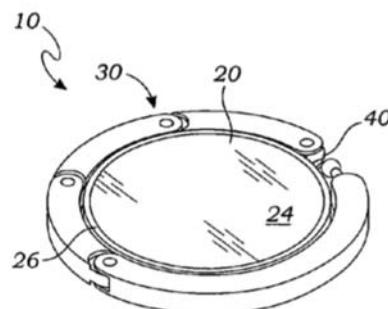
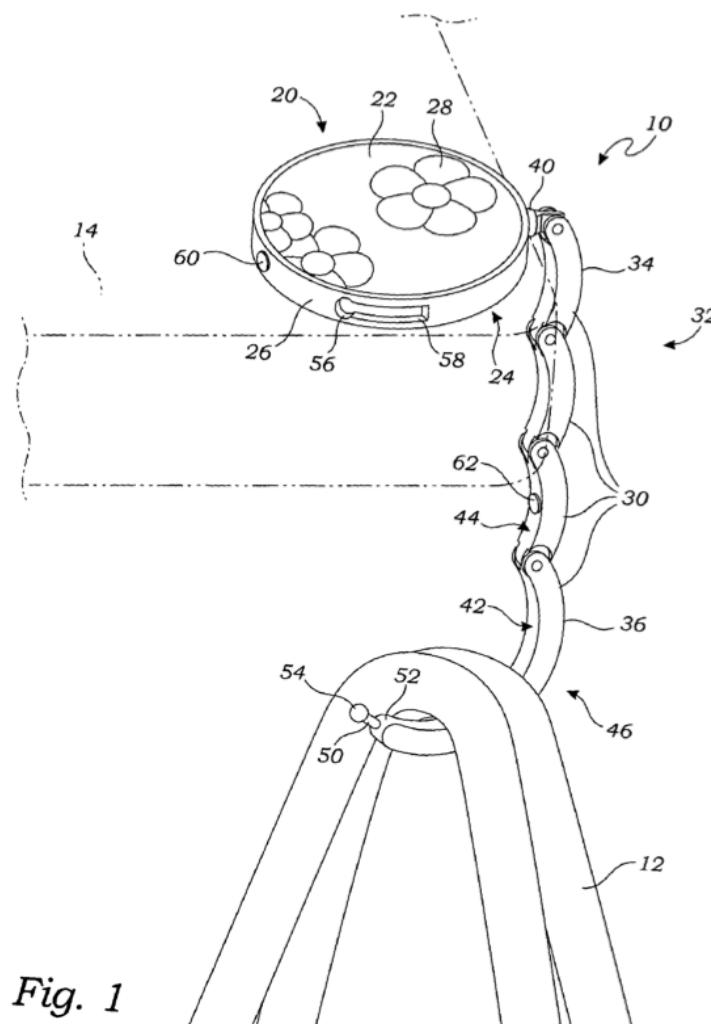


Fig. 3

1 16. A drawing from the '900 Patent showing the portable hanger
2 invention in its operative configuration with the links forming a hook to hang a
3 purse appears below:



17. Luxe Link sells the Luxe Link purse hook which practices the
18 technology disclosed in the '900 Patent.

1 18. A picture of the Luxe Link Purse Hook in use holding a purse from a
2 table appears below:



16 19. A picture of a Luxe Link Purse Hook in its stored configuration
17 appears below:



26 20. On November 22, 2011, the U.S. Patent Office issued Luxe Link the
27 '669 Patent.

1 **B. RedEnvelope's infringing purse hooks**

2 21. RedEnvelope operates an online shopping website at
3 <<http://www.redenvelope.com>> which claims to offer "Unique gifts of exceptional
4 quality." RedEnvelope also offers products through a catalogue.

5 22. One of the products available on the RedEnvelope website and
6 through the catalogue is a collapsible purse hook (the "RedEnvelope Purse Hook").

7 23. The RedEnvelope Purse Hook is a low-quality knockoff of the Luxe
8 Link Purse Hook.

9 24. A copy of the RedEnvelope webpage on which it sells the
10 RedEnvelope Purse Hook is attached as Exhibit C.

11 25. RedEnvelope's website describes the RedEnvelope Purse Hook as
12 follows:

13 "This ingenious hook lets her keep her purse, shopping bag or
14 umbrella near at hand and off the floor. It collapses into a compact
15 disk to slip into a purse, then unfolds to suspend a bag from the table's
edge or almost any flat surface."

16 26. A picture of the RedEnvelope Purse Hook from the RedEnvelope
17 website in its operative configuration hanging a purse from a table appears below:



1 27. A picture from the RedEnvelope website of the RedEnvelope Purse
2 Hook in its collapsed stored configuration appears below:



11 28. RedEnvelope sells another purse hook called the “GLAM Send fold
12 up purse hanger + mirror” (the “GLAM Purse Hook”).

13 29. A copy of the RedEnvelope webpage on which it sells the GLAM
14 Purse Hook is attached as Exhibit D.

15 30. RedEnvelope’s website describes the GLAM Purse Hook as follows:

16 “Now, she can hang her purse in trendy style with our Swarovski
17 crystal-accented fold-up purse hanger and mirror. With three enamel
18 finish pattern designs to choose from, the reverse side of the hanger
19 has a small mirror – perfect for checking her lipstick. The nickel-
plated hanger doubles as a keychain or easily hangs from her purse
strap. After all, her purse is much too nice to sit on a dirty restaurant
floor.”

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1 31. A picture of the GLAM Purse Hook from the RedEnvelope website in
2 its operative configuration hanging a purse from a table appears below:



15 32. A picture from the RedEnvelope website of the GLAM Purse Hook in
16 its collapsed stored configuration appears below:



1 **C. The RedEnvelope Purse Hook's infringement of the '900 Patent**

2 33. The RedEnvelope Purse Hook practices all of the elements in claims
 3 15–18, 20, and 21 of Luxe Link's '900 Patent.

Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
15	A hanger for hanging an article relative to a surface, the hanger comprising:	<p>The RedEnvelope Purse Hook hangs an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> a table). This is shown in the following product image from the RedEnvelope website:</p> 

1 Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	15 (cont) a base having a bottom surface and a perimeter, the bottom surface being adapted to contact the surface;	<p>The RedEnvelope Purse Hook has a base with a bottom surface and a perimeter (<i>i.e.</i> the circular outer edge of the base). The bottom surface of the base is adapted to contact the surface by being flat and rubberized. The bottom surface of the base is shown in the following image:</p> 
13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	15 (cont) a plurality of links that form a chain having a first link and a last link, the first link being movably connected to the perimeter of the base, the chain being movable between	<p>The RedEnvelope Purse Hook has a chain of four links, including a first link and a last link. The first link is connected to the perimeter of the base in such a way that the first link can move between an operative configuration and a stored configuration. A picture of the RedEnvelope Purse Hook showing the chain of links and the connection to the base follows:</p> 

1 Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
2 15 3 (cont) 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	(i) an operative configuration in which the chain forms a support structure that is adapted to suspend the article when the bottom surface of the base is in contact with the surface, and	<p>The RedEnvelope Purse Hook has an operative configuration in which the chain of links forms a support structure from which the article (<i>e.g.</i> a purse) may be suspended when the bottom of the base is in contact with the surface (<i>e.g.</i> when the base is resting on a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

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1 Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
2 15 3 4 5 6 7 8 9 10 11 12 13 14 15	(cont) (ii) a stored configuration in which at least a portion of the chain is positioned generally adjacent the perimeter of the base; and	<p>The RedEnvelope Purse Hook has a stored configuration in which the chain of links is positioned adjacent to the perimeter of the base (<i>i.e.</i> the circular outer edge of the base). This configuration is shown in the following product image from the RedEnvelope website:</p> 
16 17 18 19 20 21 22 23 24 25 26 27 28	15 (cont) a locking means that selectively secures at least the portion of the chain against the perimeter of the base in the stored configuration, the locking means including a magnet.	<p>The RedEnvelope Purse Hook includes two magnets that secure a portion of the chain of links against the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) in the stored configuration. Those magnets are shown in the following picture:</p> 

Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
16	The portable hanger of claim 15, wherein the locking means includes first and second magnets.	<p>The RedEnvelope Purse Hook includes two magnets that secure a portion of the chain of links in the stored configuration. Those magnets are shown in the following picture:</p> 
17	The portable hanger of claim 16, wherein the first magnet is mounted on the perimeter of the base, and the second magnet is mounted on one of the plurality of links.	<p>The RedEnvelope Purse Hook includes two magnets that secure the chain of links in the stored configuration. One of the magnets is located on the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) and the other is located on one of the links. Those magnets are shown in the following picture:</p> 

Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
18	A hanger for hanging an article relative to a surface, the hanger comprising:	<p>The RedEnvelope Purse Hook hangs an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> a table). This is shown in the following product image from the RedEnvelope website:</p> 
18 (cont)	18 a base having a bottom surface and a perimeter, the bottom surface being adapted to contact the surface;	<p>The RedEnvelope Purse Hook has a base with a bottom surface and a perimeter (<i>i.e.</i> the circular outer edge of the base). The bottom surface of the base is adapted to contact the surface by being flat and rubberized. The bottom surface of the base is shown in the following image:</p> 

Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
18 (cont)	a plurality of links that form a chain having a first link and a last link, the first link being movably connected to the perimeter of the base, the chain being movable between	<p>The RedEnvelope Purse Hook has a chain of four links, including a first link and a last link. The first link is connected to the perimeter of the base in such a way that the first link can move between an operative configuration and a stored configuration.</p> <p>A picture of the RedEnvelope Purse Hook showing the chain of links and the connection to the base follows:</p> 

Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
18 (cont)	(i) an operative configuration in which the chain forms a support structure that is adapted to suspend the article when the bottom surface of the base is in contact with the surface, and	<p>The RedEnvelope Purse Hook has an operative configuration in which the chain of links forms a support structure from which the article (<i>e.g.</i> a purse) may be suspended when the bottom of the base is in contact with the surface (<i>e.g.</i> when the base is resting on a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

1 Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15	18 (cont) (ii) a stored configuration in which at least a portion of the chain is positioned generally adjacent the perimeter of the base; and	<p>The RedEnvelope Purse Hook has a stored configuration in which the chain of links is positioned adjacent to the perimeter of the base (<i>i.e.</i> the circular outer edge of the base). This configuration is shown in the following product image from the RedEnvelope website:</p> 
16 17 18 19 20 21 22 23 24 25 26 27 28	18 (cont) a locking means that selectively secures at least the portion of the chain against the perimeter of the base in the stored configuration, the locking means including a first magnet and a second magnet.	<p>The RedEnvelope Purse Hook includes two magnets that secure a portion of the chain of links against the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) in the stored configuration. Those magnets are shown in the following picture:</p> 

1 Claim	2 '900 Patent 3 Claim Language	4 RedEnvelope Purse Hook
5 6 7 8 9 10 11 12 13 14 15 16 17 18	19 20 A portable hanger for hanging an article relative to a surface, the portable hanger comprising:	20 The RedEnvelope Purse Hook is a portable hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website: 

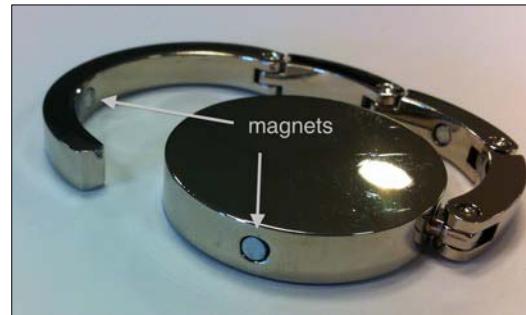
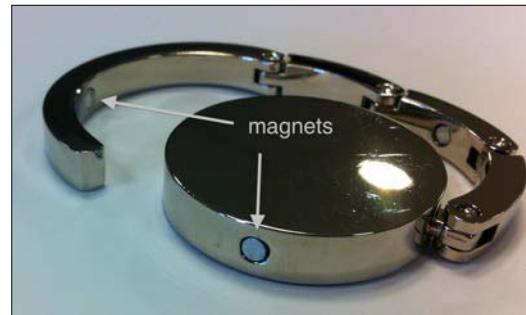
1 Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13	20 (cont) a base having a generally planar bottom surface and a perimeter, the bottom surface being adapted to rest upon and frictionally engage the surface;	<p>The Red Envelope Purse Hook has a base with a generally planar (<i>i.e.</i> flat) bottom surface and a circular perimeter. The bottom surface is adapted to rest upon and frictionally engage the surface because it is rubberized and flat. The bottom surface of the base is shown in the following image:</p> 
14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	20 (cont) a plurality of links pivotally linked to each other in series to form a chain having a first link and a last link;	<p>The RedEnvelope Purse Hook has four links in a chain, including a first link and a last link. The links in the chain are linked to each other with pins which permit them to pivot relative to each other. The links connected by pins are shown in the following product image:</p>  <p>Pivot pins between links.</p>

Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
20 (cont)	a pivot pin that pivotally connects the perimeter of the base and the first link so that the first link can pivot between a first position and a second position with respect to the base;	<p>The RedEnvelope Purse Hook has a retractable pivot pin that connects the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) and the first link. The retractable pin is shown connecting the base and the first link in the following image:</p>  <p>The pivot pin permits the first link to move between two positions with respect to the base as described below.</p>
20 (cont)	wherein the plurality of links are adapted for pivot between	The links in the RedEnvelope Purse Hook are able to pivot between two configurations.

Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
	<p>a stored configuration in which the first link is in the first position and in which the plurality of links contact the perimeter of the base, and</p>	<p>The RedEnvelope Purse Hook has a stored configuration where the first link is in the first position and in which all of the links contact the perimeter of the base. This configuration is shown in the following product image from the RedEnvelope website:</p> 

Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
	<p>an operative configuration in which the first link is in the second position and in which the plurality of links form a hook so that the article may be hung upon the hook when the base is positioned on the surface; and</p>	<p>The RedEnvelope Purse Hook has an operative configuration in which the first link is in the second position and in which the plurality of links form a hook for hanging an article (<i>e.g.</i> a purse). This configuration is shown in the following product image from the RedEnvelope website:</p> 

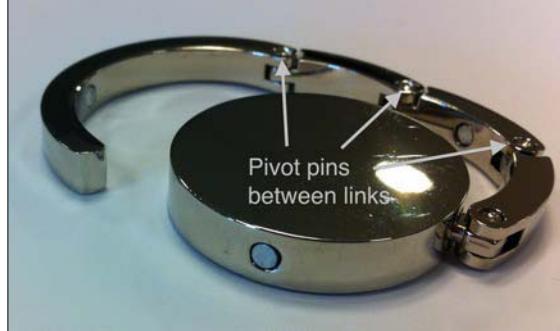
1 Claim	'900 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11	20 (cont) a locking means for securing the plurality of links in the stored configuration, the locking means including first and second magnets.	The RedEnvelope Purse Hook includes two magnets that secure the links in the stored configuration. Those magnets are shown in the following picture:
	21 The hanger of claim 20, wherein the first magnet is mounted on the perimeter of the base, and the second magnet is mounted on one of the plurality of links.	The RedEnvelope Purse Hook includes two magnets that secure the links in the stored configuration. One of the magnets is located on the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) and the other is located on one of the links. Those magnets are shown in the following picture:



1 **D. The RedEnvelope Purse Hook's infringement of the '669 Patent**

2 34. The RedEnvelope Purse Hook practices all of the elements in claims
 3 1–6, 8–10, 12–17, and 19–20 of Luxe Link's '669 Patent:

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1	A hanger for hanging an article relative to a surface, the hanger comprising:	The RedEnvelope Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website: 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 (cont)	a base having a perimeter, the base being adapted to contact the surface;	<p>The RedEnvelope Purse Hook has a base with a circular perimeter and is adapted to contact the surface by being flat and rubberized. The bottom surface of the base is shown in the following image:</p> 
1 (cont)	three links that are coupled together in series to form at least part of a chain; and	<p>The RedEnvelope Purse Hook has three links coupled together in series to form at least part of a chain. There are a total of four links in the chain. The links are shown in the following product image:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	1 (cont) a connector that rotates about an axis to move at least one of the links between	<p>The RedEnvelope Purse Hook has a connector, in the form of a retractable pin. The retractable pin is shown connecting the base and the chain in the following image:</p>  <p>The connector rotates about the axis of the retractable pin so that the links move between a stored configuration and an operative configuration.</p>

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	1 (cont) (i) a stored configuration wherein at least two of the links each abuts less than approximately 180 degrees of the perimeter of the base, and	<p>The RedEnvelope has a stored configuration where at least two of the links each abut (<i>i.e.</i> are adjacent to) less than 180° (<i>i.e.</i> less than half) of the perimeter of the circular base. This configuration is shown in the following product image from the RedEnvelope website:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 (cont)	(ii) an operative configuration wherein at least one of the links is positioned to suspend the article relative to the surface,	<p>The RedEnvelope Purse Hook has an operative configuration in which the last link in the chain is positioned to suspend the article (<i>e.g.</i> a purse) relative to the surface (<i>e.g.</i> below a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 Claim '669 Patent Claim Language	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 RedEnvelope Purse Hook
	1 (cont) the connector selectively moving along the axis between a retracted position and an extended position.	The RedEnvelope Purse Hook's retractable-pin connector moves along its axis between a retracted position and an extended position. A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image: 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2	The hanger of claim 1 wherein at least two of the links have different arcuate lengths relative to one another.	<p>The RedEnvelope Purse Hook includes links which have different arcuate lengths (<i>i.e.</i> the links are different lengths around the edge of the circular base). This is shown in the following product image from the RedEnvelope website, in which one of the links (the last link) goes about halfway around the base and the other links each go about one-sixth of the way around the base:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
3	<p>The hanger of claim 1 wherein the perimeter of the base is substantially circular, and wherein in the stored configuration one of the links abuts approximately 60 degrees of the perimeter of the base.</p>	<p>The RedEnvelope Purse Hook has a circular base and in the stored configuration one of the links abuts approximately 60° (<i>i.e.</i> one-sixth) of the perimeter of the base (<i>i.e.</i> the circular outer edge of the base). This is shown in the following product image from the RedEnvelope website in which one of the links abuts about 180° of the base and the others abut about 60° of the base:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
4	The hanger of claim 1 wherein each of the links has a radius of curvature that is approximately the same as each of the remaining links.	<p>Each of the links in the RedEnvelope Purse Hook has approximately the same radius of curvature. This is shown in the following product image from the RedEnvelope website in which all of the links have the same curvature:</p> 
5	The hanger of claim 1 wherein the base includes a substantially planar bottom surface, and wherein the axis is substantially parallel to the bottom surface.	<p>The RedEnvelope Purse Hook has a substantially planar (<i>i.e.</i> flat) bottom surface, and the axis of the connector is parallel to that bottom surface. The bottom surface of the base is shown in the following image:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
6	The hanger of claim 1 further comprising a locking means that secures at least one of the links to the perimeter of the base on the stored configuration.	<p>The Red Envelope Purse Hook has magnets that secure one of the links to the perimeter of the base (<i>i.e.</i> the circular outside edge of the base) while in the stored configuration. Those magnets are shown in the following picture:</p> 
8	The hanger of claim 1 wherein the links contact at least approximately 50% of the perimeter of the base in the stored configuration.	<p>The links of the Red Envelope Purse Hook contact <u>at least</u> approximately 50% of the perimeter of the base in the stored configuration because they contact nearly all of the perimeter of the base while in that configuration. This is shown in the following product image from the RedEnvelope website:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
9	The hanger of claim 1 wherein the links contact approximately 100% of the perimeter of the base in the stored configuration.	<p>The links of the Red Envelope Purse Hook contact approximately 100% of the perimeter of the base while in the stored configuration. This is shown in the following product image from the RedEnvelope website:</p> 
10	The hanger of claim 1 wherein the links are adapted to pivot relative to one another.	<p>The links of the Red Envelope Purse Hook pivot relative to each other. They pivot at the pins connecting the links as shown in the following image:</p> 

1 Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	12 A hanger for hanging an article relative to a surface, the hanger comprising:	The RedEnvelope Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website: 

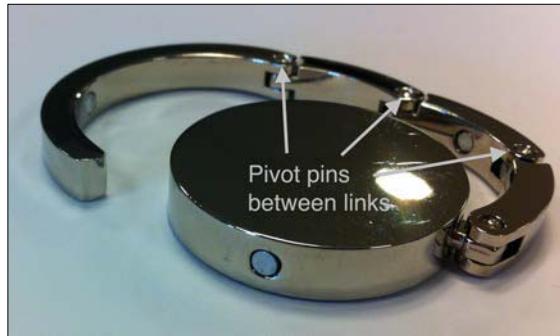
Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12	12 (cont) a base having a base that is substantially circular;	<p>The RedEnvelope Purse Hook has a circular base. This is shown in the following product image from the RedEnvelope website:</p> 
13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	12 (cont) a plurality of links including a first link and a last link that are connected to one another;	<p>The RedEnvelope Purse Hook has four connected links, including a first link and a last link. The links are shown in the following product image from the RedEnvelope website:</p> 

1 Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	12 (cont) and a connector that couples the first link to the base, the connector selectively moves along an axis between a retracted position and an extended position, the connector rotating about the axis to move the plurality of links between	<p>The RedEnvelope Purse Hook has a connector in the form of a retractable pin that couples the first link to the base. The following image shows the retractable pin connecting the base and the first link:</p>  <p>A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image:</p>  <p>The connector rotates about the axis of the retractable pin to move the links between a stored configuration and an operative configuration.</p>

1 Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	12 (cont) (i) a stored configuration wherein one of the links abuts at least approximately 60 degrees of the perimeter of the base, and	<p>The RedEnvelope Purse Hook has a circular base and in the stored configuration one of the links abuts approximately 60° of the perimeter of the base. This is shown in the following product image from the RedEnvelope website in which one of the links abuts approximately 180° of the perimeter of the base and the other links abut approximately 60° of the perimeter of the base:</p> 

1 Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	12 (cont) (ii) an operative configuration in which at least one of the links is positioned to suspend the article relative to the surface.	<p>The RedEnvelope has an operative configuration in which at least one of the links is positioned to suspend the article (<i>e.g.</i> a purse) relative to the surface (<i>e.g.</i> below a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
13	The hanger of claim 12 wherein at least two of [the] plurality of links have different arcuate lengths relative to one another.	<p>The RedEnvelope Purse Hook includes links which have different arcuate lengths (<i>i.e.</i> the links are different lengths around the edge of the circular base). This is shown in the following product image from the RedEnvelope website, in which one of the links goes about halfway around the base and the other links each go about one-sixth of the way around the base:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
14	The hanger of claim 12 wherein the base includes a substantially planar bottom surface, and wherein the axis is substantially parallel to the bottom surface.	<p>The base of the RedEnvelope Purse Hook has a substantially planar (<i>i.e.</i> flat) bottom surface which is substantially parallel to the axis about which the retractable pin rotates. The following image shows the bottom surface of the base and the axis of the retractable pin:</p> 
15	The hanger of claim 12 wherein the links are adapted to pivot relative to one another.	<p>The links of the Red Envelope Purse Hook pivot relative to each other. They pivot at the pins connecting the links as shown in the following image:</p>  <p>Pivot pins between links</p>

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
16	A hanger for hanging an article relative to a surface, the hanger comprising:	<p>The Red Envelope Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12	16 (cont) a base having a perimeter;	<p>The RedEnvelope Purse Hook has a circular base. This is shown in the following product image from the RedEnvelope website:</p> 
13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	16 (cont) a plurality of links including a first link and a last link that are connected to one another;	<p>The RedEnvelope Purse Hook has four connected links, including a first link and a last link. The links are shown in the following product image from the RedEnvelope website:</p> 

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	'669 Patent Claim Language	RedEnvelope Purse Hook
	<p>16 (cont) and a connector that couples the first link to the base, the connector selectively moves along an axis between a retracted position and an extended position, the connector rotating about the axis to move the plurality of links, between</p>	<p>The RedEnvelope Purse Hook has a connector in the form of a retractable pin that couples the first link to the base. The following image shows the retractable pin connecting the base and the first link:</p>  <p>A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image:</p>  <p>The connector moves along an axis between its retracted position and its extended position. The connector rotates about the axis to move the links between a stored configuration and an operative configuration.</p>

1 Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	16 (cont) (i) a stored configuration wherein one of the links abuts less than approximately 180 degrees of the perimeter of the base, and	<p>The RedEnvelope has a stored configuration in which one of the links abuts (<i>i.e.</i> is adjacent to) less than 180° (<i>i.e.</i> less than half) of the perimeter of the base (<i>i.e.</i> the circular outer edge of the base). Specifically, there are three links which each only abut about 60° of the base. This configuration is shown in the following product image from the RedEnvelope website:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	16 (cont) (ii) an operative configuration in which at least one of the links is positioned to suspend the article relative to the surface.	<p>The RedEnvelope Purse Hook has an operative configuration in which at least one of the links is positioned to suspend the article (<i>e.g.</i> a purse) relative to the surface (<i>e.g.</i> below a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	'669 Patent Claim Language	RedEnvelope Purse Hook
17	A hanger for hanging an article relative to a surface, the hanger comprising:	The Red Envelope Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website: 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
17 (cont)	a base having a perimeter;	<p>The RedEnvelope Purse Hook has a base with a circular perimeter. This is shown in the following product image from the RedEnvelope website:</p> 
17 (cont)	a plurality of links including a first link and a last link that are connected to one another;	<p>The RedEnvelope Purse Hook has four connected links, including a first link and a last link. The links are shown in the following product image from the RedEnvelope website:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	17 (cont) a connector that couples the first link to the base, the connector selectively moves along an axis between a retracted position and an extended position, the connector rotating about the axis to move the plurality of links between	<p>The RedEnvelope Purse Hook has a connector in the form of a retractable pin that couples the first link to the base. The following image shows the retractable pin connecting the base and the first link:</p>  <p>A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image:</p>  <p>The connector moves along an axis between its retracted position and its extended position. The connector rotates about the axis to move the links between a stored configuration and an operative configuration.</p>

1 Claim	2 '669 Patent Claim 3 Language	4 RedEnvelope Purse Hook
5 17 6 (cont)	7 (i) a stored 8 configuration, and	9 The RedEnvelope Purse Hook has a stored 10 configuration. This configuration is shown in 11 the following product image from the 12 RedEnvelope website: 13 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	17 (cont) (ii) an operative configuration in which at least one of the links is positioned to suspend the article relative to the surface; and	<p>The RedEnvelope also has an operative configuration in which at least one of the links is positioned to suspend the article (<i>e.g.</i> a purse) relative to the surface (<i>e.g.</i> below a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

1 Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12	17 (cont) a locking means that secures at least one of the links to the perimeter of the base on the stored configuration.	<p>The RedEnvelope Purse Hook includes magnets that secure one of the links to the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) in the stored configuration. Those magnets are shown in the following picture:</p> 

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Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
19	A hanger for hanging an article relative to a surface, the hanger comprising:	<p>The RedEnvelope Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website:</p> 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
19 (cont)	a base having a perimeter;	<p>The RedEnvelope Purse Hook has a base with a circular perimeter. The base is shown in the following product image from the RedEnvelope website:</p> 
19 (cont)	a plurality of links including a first link and a last link that are connected to one another;	<p>The RedEnvelope Purse Hook has four connected links including a first link and a last link. The links are shown in the following product image from the RedEnvelope website:</p> 

1 Claim 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	'669 Patent Claim Language 17 18 19 20 21 22 23 24 25 26	RedEnvelope Purse Hook 27 28
19 (cont)	and a connector that couples the first link to the base, the connector selectively moves along an axis between a retracted position and an extended position, the connector rotating about the axis to move the plurality of links between	<p>The RedEnvelope Purse Hook has a connector in the form of a retractable pin that couples the first link to the base. The following image shows the retractable pin connecting the base and the first link:</p>  <p>A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image:</p>  <p>The retractable pin rotates about the axis to move the links between a stored configuration and an operative configuration.</p>

1 Claim	2 '669 Patent Claim 3 Language	4 RedEnvelope Purse Hook
5 19 6 (cont)	7 (i) a stored 8 configuration, and	9 The RedEnvelope Purse Hook has a stored 10 configuration. This configuration is shown in 11 the following product image from the 12 RedEnvelope website: 13 

Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 19 (cont)	(ii) an operative configuration in which at least one of the links is positioned to suspend the article relative to the surface;	<p>The RedEnvelope Purse Hook has an operative configuration in which the last link is positioned to suspend an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

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Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	19 (cont) wherein the links contact at least approximately 50% of the perimeter of the base in the stored configuration.	<p>The links in the RedEnvelope Purse Hook contact at least 50% of the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) because they contact almost the entire perimeter. This is shown in the following product image from the RedEnvelope website:</p> 

1 Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	20 A hanger for hanging an article relative to a surface, the hanger comprising:	The RedEnvelope Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website: 

1 Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13	20 (cont) a base having a perimeter;	<p>The RedEnvelope Purse Hook has a base with a circular perimeter. This is shown in the following product image from the RedEnvelope website:</p> 
14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	20 (cont) a plurality of links including a first link and a last link that are connected to one another; and	<p>The RedEnvelope Purse Hook has four links that are connected, including a first link and a last link. The links are shown in the following product image from the RedEnvelope website:</p> 

1 Claim 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	'669 Patent Claim Language 17 18 19 20 21 22 23 24 25 26	RedEnvelope Purse Hook 27 28
	<p>20 (cont) a connector that couples the first link to the base, the connector selectively moves along an axis between a retracted position and an extended position, the connector rotating about the axis to move the plurality of links between</p>	<p>The RedEnvelope Purse Hook has a connector in the form of a retractable pin that couples the first link to the base. The following image shows the retractable pin connecting the base and the first link:</p>  <p>A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image:</p>  <p>The retractable pin rotates about the axis to move the links between a stored configuration and an operative configuration.</p>

1 Claim	2 '669 Patent Claim 3 Language	4 RedEnvelope Purse Hook
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	20 (cont) (i) a stored configuration, and	The RedEnvelope Purse Hook has a stored configuration. This configuration is shown in the following product image from the RedEnvelope website: 

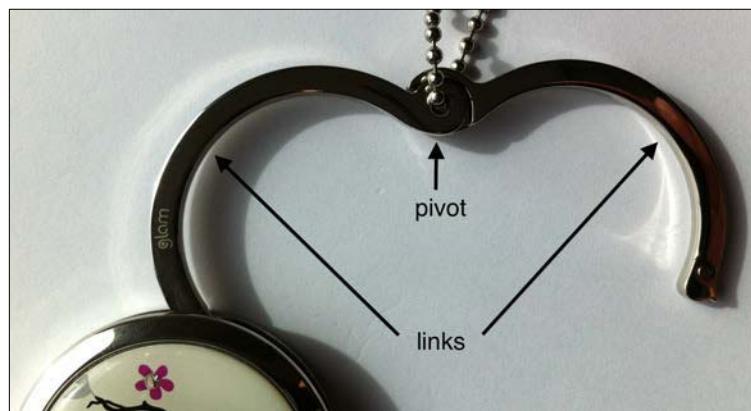
Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	20 (cont) (ii) an operative configuration in which at least one of the links is positioned to suspend the article relative to the surface;	<p>The RedEnvelope Purse Hook also has an operative configuration in which one of the links is positioned so that it can suspend an article (<i>e.g.</i> a purse) below the surface (<i>e.g.</i> below a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

1 Claim	'669 Patent Claim Language	RedEnvelope Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	20 (cont) wherein the links contact approximately 100% of the perimeter of the base in the stored configuration.	<p>In the stored configuration, the links in the RedEnvelope Purse Hook contact approximately 100% of the perimeter of the edge of the base (<i>i.e.</i> the circular outer edge of the base). This is shown in the following product image from the RedEnvelope website:</p> 

1 **E. The GLAM Purse Hook's infringement of the '900 Patent**

2 35. The GLAM Purse Hook practices all of the elements in claims 1, 3–8,
 3 and 15–23 of the '900 Patent:

Claim	'900 Patent Claim Language	GLAM Purse Hook
1	A portable hanger for hanging an article relative to a surface, the portable hanger comprising:	The GLAM Purse Hook is a portable hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website: 

1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14	1 (cont) a base having a generally planar bottom surface and a perimeter, the bottom surface being adapted to rest upon and frictionally engage the surface;	<p>The GLAM Purse Hook has a generally planar (<i>i.e.</i> flat) bottom surface and a circular perimeter, and the bottom surface of the base is adapted to contact the surface by being flat and rubberized. This is shown in the following product image from the RedEnvelope website:</p> 
15 16 17 18 19 20 21 22 23 24 25 26 27 28	1 (cont) a plurality of links pivotally linked to each other in series to form a chain having a first link and a last link;	<p>The GLAM Purse Hook has two connected links which pivot where they are joined together. The links are shown in the following image:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
1 (cont)	a pivot pin that pivotally connects the base and the first link of the plurality of links, such that the first link can pivot between a first position and a second position with respect to the base; and	The GLAM Purse Hook has a pivot pin which connects the base and the first link and which permits the first link to pivot between a first position and a second position with respect to the base.
1 (cont)	a means for interlocking the last link with the base, wherein a portion of the last link extends into the base;	The GLAM Purse Hook's last link interlocks with the base by a portion of the last link extending into a slot on the base. The following picture shows the last link and the slot on the base into which it extends: 

Claim	'900 Patent Claim Language	GLAM Purse Hook
1 (cont)	wherein the plurality of links are adapted for pivot between	The GLAM Purse Hook's two links pivot between a stored configuration and an operative configuration.
1 (cont)	a stored configuration in which the first link is in the first position and in which the plurality of links are positioned generally adjacent the perimeter of the base, and	The GLAM Purse Hook has a stored configuration in which the first link is in the first position and the links are positioned adjacent to the perimeter of the base (<i>i.e.</i> the circular outer edge of the base). This configuration is shown in the following product image from the RedEnvelope website:



Claim	'900 Patent Claim Language	GLAM Purse Hook
1 (cont)	<p>an operative configuration in which the first link is in the second position and in which the plurality of links form a hook, such that the article may be hung upon the hook when the base is positioned on the surface.</p>	<p>The GLAM Purse Hook has an operative configuration in which the first link is in the second position and the links form a hook to hang an article (<i>e.g.</i> a purse). This configuration is shown in the following product image from the RedEnvelope website:</p> 
3	<p>The portable hanger of claim 1, wherein the base is generally disk-shaped.</p>	<p>The base of the GLAM Purse Holder is generally disk-shaped. This is shown in the following product image from the RedEnvelope website:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
4	<p>The portable hanger of claim 1, wherein the base includes a top surface opposite the bottom surface, and a decorative indicia positioned on the top surface.</p>	<p>The base of the GLAM Purse Hook has a top surface opposite the bottom surface. The GLAM Purse Hook is available with various decorative indicia (<i>i.e.</i> designs) on the top surface. One such design on the top surface of the GLAM Purse Hook is shown in the following product image from the RedEnvelope website:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
5	<p>The portable hanger of claim 1, wherein the last link of the plurality of links includes a concave inner surface that is adapted to engage the article.</p>	<p>The last link of the GLAM Purse Hook has a concave inner surface which holds the hanging article (<i>e.g.</i> a purse). This is shown in the following product image from the RedEnvelope website:</p> 
6	<p>The portable hanger of claim 1 where in the portion of the last link extends into the perimeter of the base.</p>	<p>The GLAM Purse Hook's last link interlocks with the base by a portion of the last link extending into a slot on the perimeter of the base. The following picture shows the last link and the slot on the base into which it extends:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
7	<p>The portable hanger of claim 1 further comprising a locking means that secures the plurality of links in the stored configuration.</p>	<p>The GLAM Purse Hook includes magnets that secure the links in the stored configuration. Those magnets are shown in the following picture:</p> 
8	<p>The portable hanger of claim 7 wherein the locking means includes a magnet.</p>	<p>The GLAM Purse Hook includes magnets that secure the links in the stored configuration. Those magnets are shown in the following picture:</p> 

1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15	15 A hanger for hanging an article relative to a surface, the hanger comprising:	<p>The GLAM Purse Hook hangs an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website:</p> 
16 17 18 19 20 21 22 23 24 25 26 27 28	15 (cont) a base having a bottom surface and a perimeter, the bottom surface being adapted to contact the surface;	<p>The RedEnvelope Purse Hook has a base with a bottom surface and a perimeter (<i>i.e.</i> the circular outer edge of the base), the bottom surface of the base is adapted to contact the surface by being flat and rubberized. This is shown in the following product image from the RedEnvelope website:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
15 (cont)	a plurality of links that form a chain having a first link and a last link, the first link being movably connected to the perimeter of the base, the chain being movable between	The GLAM Purse Hook has a chain of two links, including a first link and a last link, in which the first link is movably connected to the perimeter of the base so that it can move between an operative configuration and a stored configuration.

1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	15 (cont) (i) an operative configuration in which the chain forms a support structure that is adapted to suspend the article when the bottom surface of the base is in contact with the surface, and	<p>The RedEnvelope Purse Hook has an operative configuration in which the chain of links forms a support structure from which the article (<i>e.g.</i> a purse) may be suspended when the bottom of the base is in contact with the surface (<i>e.g.</i> when the base is resting on a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 15 3 (cont)	(ii) a stored configuration in which at least a portion of the chain is positioned generally adjacent the perimeter of the base; and	<p>The GLAM Purse Hook has a stored configuration in which the chain of links is positioned adjacent to the perimeter of the base (<i>i.e.</i> the circular outer edge of the base). This configuration is shown in the following product image from the RedEnvelope website:</p> 
15 16 17 18 19 20 21 22 23 24 25 26 27 28	15 (cont) a locking means that selectively secures at least the portion of the chain against the perimeter of the base in the stored configuration, the locking means including a magnet.	<p>The GLAM Purse Hook includes magnets that secure a portion of the chain of links against the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) in the stored configuration. Those magnets are shown in the following picture:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
16	The portable hanger of claim 15, wherein the locking means includes first and second magnets.	<p>The GLAM Purse Hook includes two magnets that secure a portion of the chain of links against the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) in the stored configuration. Those magnets are shown in the following picture:</p> 
17	The portable hanger of claim 16, wherein the first magnet is mounted on the perimeter of the base, and the second magnet is mounted on one of the plurality of links.	<p>The GLAM Purse Hook includes two magnets that secure a portion of the chain of links against the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) in the stored configuration. One of the magnets is located on the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) and the other is located on one of the links. Those magnets are shown in the following picture:</p> 

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	Claim '900 Patent Claim Language	GLAM Purse Hook
	18 A hanger for hanging an article relative to a surface, the hanger comprising:	<p>The GLAM Purse Hook is a hanger for hanging an article (e.g. a purse) relative to a surface (e.g. below a table). This is shown in the following product image from the RedEnvelope website:</p> 

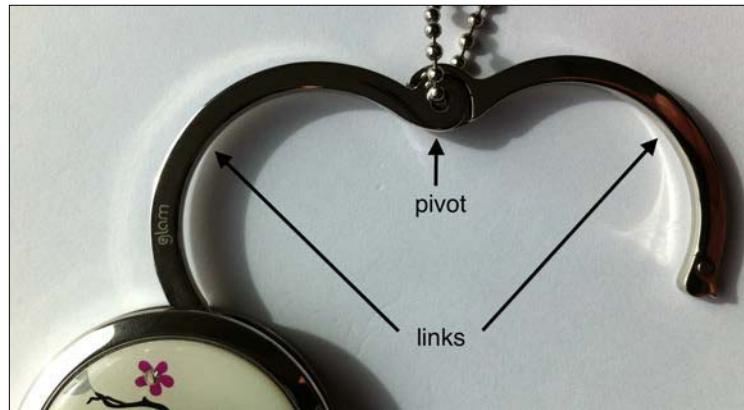
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1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15	18 (cont) a base having a bottom surface and a perimeter, the bottom surface being adapted to contact the surface;	<p>The GLAM Purse Hook has a base with a bottom surface (<i>i.e.</i> a ring of rubber) adapted to contact a surface (<i>e.g.</i> a table) and a perimeter (<i>i.e.</i> the circular outer edge of the base). The bottom surface is adapted to contact the surface by being flat and rubberized. This is shown in the following product image from the RedEnvelope website:</p> 
16 17 18 19 20 21 22 23 24 25 26 27 28	18 (cont) a plurality of links that form a chain having a first link and a last link, the first link being movably connected to the perimeter of the base, the chain being movable between	<p>The GLAM Purse Hook has a chain of two links, including a first link and a last link. The first link is movably connected to the perimeter of the base so that it can move between an operative configuration and a stored configuration.</p>

1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	18 (cont) (i) an operative configuration in which the chain forms a support structure that is adapted to suspend the article when the bottom surface of the base is in contact with the surface, and	<p>The GLAM Purse Hook has an operative configuration in which the chain of links forms a support structure from which the article (<i>e.g.</i> a purse) may be suspended when the bottom of the base is in contact with the surface (<i>e.g.</i> when the base is resting on a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
18 (cont)	(ii) a stored configuration in which at least a portion of the chain is positioned generally adjacent the perimeter of the base; and	<p>The GLAM Purse Hook has a stored configuration in which the chain of links is positioned adjacent to the perimeter (<i>i.e.</i> the circular outer edge) of the base. This configuration is shown in the following product image from the RedEnvelope website:</p> 
18 (cont)	a locking means that selectively secures at least the portion of the chain against the perimeter of the base in the stored configuration, the locking means including a first magnet and a second magnet.	<p>The GLAM Purse Hook includes magnets that secure a portion of the chain of links against the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) in the stored configuration. Those magnets are shown in the following picture:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
19	The hanger of claim 18 wherein the last link is adapted to interlock with the perimeter of the base.	<p>In the stored configuration, the last link of the GLAM Purse Hook physically extends into the perimeter of the base. The following picture shows the last link and the slot on the base into which it extends:</p> 
20	A portable hanger for hanging an article relative to a surface, the portable hanger comprising:	<p>The GLAM Purse Hook is a portable hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website:</p> 

1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15	20 (cont) a base having a generally planar bottom surface and a perimeter, the bottom surface being adapted to rest upon and frictionally engage the surface;	<p>The GLAM Purse Hook has a base with a planar (<i>i.e.</i> flat) bottom surface (<i>i.e.</i> the ring of rubber) adapted to contact a surface (<i>i.e.</i> a table) by being flat and rubberized and a perimeter (<i>i.e.</i> the circular outer edge of the base). This is shown in the following product image from the RedEnvelope website:</p> 
16 17 18 19 20 21 22 23 24 25 26 27 28	20 (cont) a plurality of links pivotally linked to each other in series to form a chain having a first link and a last link;	<p>The GLAM Purse Hook has two links in a chain, including a first link and a last link, which are linked to each other in such a way that they are able to pivot relative to each other. The links and pivot are shown in the following image:</p> 

1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13	20 (cont) a pivot pin that pivotally connects the perimeter of the base and the first link so that the first link can pivot between a first position and a second position with respect to the base;	<p>The GLAM Purse Hook has a retractable pivot pin that connects the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) and the first link. The following is an image showing the retractable pin:</p>  <p>The pivot pin permits the first link to move between two positions.</p>
14 15 16 17 18 19	20 (cont) wherein the plurality of links are adapted for pivot between	The links in the GLAM Purse Hook are able to pivot between two configurations.

1 2 3 4 5 6 7 8 9 10 11 12 13	1 2 3 4 5 6 7 8 9 10 11 12 13 '900 Patent Claim Language	GLAM Purse Hook
14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	20 (cont) a stored configuration in which the first link is in the first position and in which the plurality of links contact the perimeter of the base, and	<p>The GLAM Purse Hook has a stored configuration where the first link is in the first position in which all of the links contact the perimeter of the base. This configuration is shown in the following product image from the RedEnvelope website:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
20 (cont)	<p>an operative configuration in which the first link is in the second position and in which the plurality of links form a hook so that the article may be hung upon the hook when the base is positioned on the surface; and</p>	<p>The GLAM Purse Hook has an operative configuration in which the first link is in the second position and the plurality of links form a hook for hanging an article (<i>e.g.</i> a purse) when the base is on the surface (<i>i.e.</i> placed on a table). This is shown in the following product image from the RedEnvelope website:</p> 
20 (cont)	<p>a locking means for securing the plurality of links in the stored configuration, the locking means including first and second magnets.</p>	<p>The GLAM Purse Hook includes two magnets that secure the links in the stored configuration. Those magnets are shown in the following picture:</p> 

Claim	'900 Patent Claim Language	GLAM Purse Hook
21	<p>The hanger of claim 20, wherein the first magnet is mounted on the perimeter of the base, and the second magnet is mounted on one of the plurality of links.</p>	<p>The GLAM Purse Hook includes two magnets that secure the links in the stored configuration. One of the magnets is located on the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) and the other is located on one of the links. Those magnets are shown in the following picture:</p> 
22	<p>A hanger for hanging an article relative to a surface, the hanger comprising:</p>	<p>The GLAM Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website:</p> 

1 2 3 4 5 6 7 8 9 10 11 12 13	'900 Patent Claim Language	GLAM Purse Hook
	22 (cont) a base having a generally planar bottom surface and a perimeter, the bottom surface being adapted to rest upon the surface;	<p>The GLAM Purse Hook has a base with a planar (<i>i.e.</i> flat) bottom surface adapted to rest on a surface (by being flat and rubberized) and a circular perimeter. This is shown in the following product image from the RedEnvelope website:</p> 

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1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	'900 Patent Claim Language	GLAM Purse Hook
22 (cont)	a plurality of links that form a chain having a first link and a last link, the first link being movably connected to the perimeter of the base, the last link being adapted to interlock with the base; and	The GLAM Purse Hook has a chain of two links, including a first link and a last link, in which the first link is movably connected to the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) so that it can move between an operative configuration and a stored configuration and in which the last link interlocks with the base by a portion of the last link extending into a slot on the base. The following picture shows the last link and the slot on the base into which it extends:



1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 3 4 5 6 7 8 9 10 11 12	22 (cont) a locking means that selectively secures the chain in the stored configuration, the locking means including a magnet;	<p>The GLAM Purse Hook includes magnets that secure the chain of links in the stored configuration. Those magnets are shown in the following picture:</p> 
13 14 15	22 (cont) wherein the chain is adapted to move between	<p>The GLAM Purse Hook's chain of links can move between two configurations.</p>
16 17 18 19 20 21 22 23 24 25 26 27 28	22 (cont) a stored configuration in which the chain contacts the perimeter of the base, and	<p>The GLAM Purse Hook has a stored configuration in which the chain of links contacts the perimeter of the base (<i>i.e.</i> the circular outer edge of the base). This configuration is shown in the following product image from the RedEnvelope website:</p> 

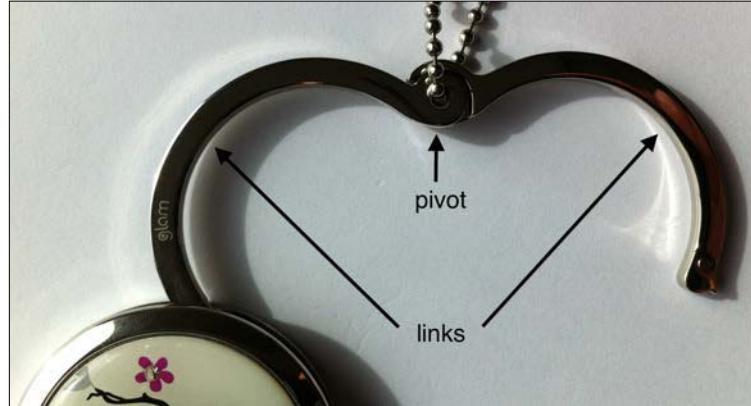
1 Claim	'900 Patent Claim Language	GLAM Purse Hook
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	22 (cont) an operative configuration in which the chain forms a hook that is adapted to suspend the article when the base is positioned on the surface.	<p>The GLAM Purse Hook has an operative configuration in which the chain forms a hook from which the article (<i>e.g.</i> a purse) may be suspended when the base is positioned on the surface (<i>i.e.</i> placed on a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

1 Claim	2 '900 Patent 3 Claim Language	4 GLAM Purse Hook
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	23 The hanger of claim 22 further comprising a connector that connects the first link to the base so that the plurality of links can move between the operative configuration and the stored configuration.	The GLAM Purse Hook has a connector in the form of a retractable pin that connects the first link to the base so that the links can move between the operative configuration and the stored configuration. The following is an image showing the retractable pin: 

1 **F. The GLAM Purse Hook's infringement of the '669 Patent**

2 36. The GLAM Purse Hook practices all of the elements in claims 12, 14,
 3 15, 17, 19, and 20 of the '669 Patent

Claim	'669 Patent Claim Language	GLAM Purse Hook
12	A hanger for hanging an article relative to a surface, the hanger comprising:	<p>The GLAM Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website:</p> 
12 (cont)	a base having a base that is substantially circular;	<p>The GLAM Purse Hook has a circular base. This is shown in the following product image from the RedEnvelope website:</p> 

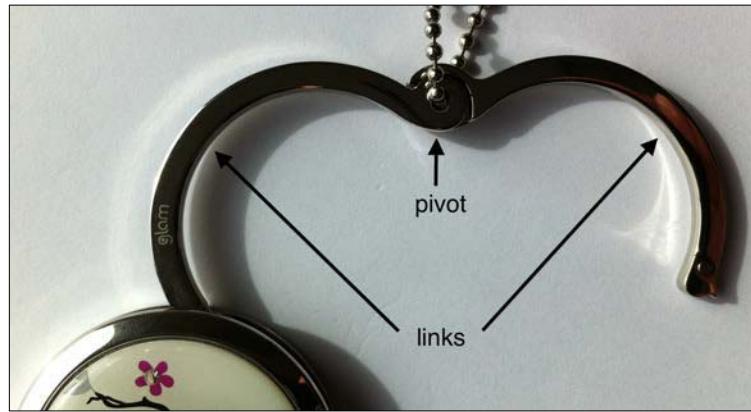
1 2 3 4 5 6 7 8 9 10 11 12	'669 Patent Claim Language	GLAM Purse Hook
13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	12 (cont) a plurality of links including a first link and a last link that are connected to one another; and	<p>The GLAM Purse Hook has two connected links, including a first link and a last link. The links are shown in the following image:</p> 

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Claim 12 (cont) '669 Patent Claim Language	GLAM Purse Hook
	a connector that couples the first link to the base, the connector selectively moves along an axis between a retracted position and an extended position, the connector rotating about the axis to move the plurality of links between	<p>The GLAM Purse Hook has a connector, in the form of a retractable pin, that couples the first link to the base. A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image:</p>  <p>The connector moves along an axis between a retracted position and an extended position. The connector rotates about the axis so that the links can move between a stored configuration and an operative configuration.</p>

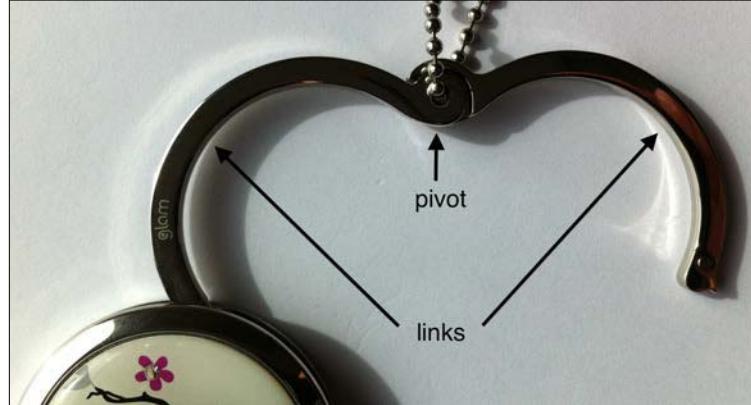
Claim	'669 Patent Claim Language	GLAM Purse Hook
12 (cont)	(i) a stored configuration wherein one of the links abuts at least approximately 60 degrees of the perimeter of the base, and	<p>The GLAM Purse Hook has a circular base and in the stored configuration one of the links abuts (<i>i.e.</i> is adjacent to) at least 60° of the perimeter of the base. This is shown in the following product image from the RedEnvelope website in which each of the links abuts approximately 180° (which is at least 60°) of the perimeter of the base:</p> 

1 2 Claim	'669 Patent Claim Language	GLAM Purse Hook
3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	12 (cont) <p>(ii) an operative configuration in which at least one of the links is positioned to suspend the article relative to the surface.</p>	<p>The GLAM Purse Hook has an operative configuration in which at least one of the links is positioned to suspend the article (<i>e.g.</i> a purse) relative to the surface (<i>e.g.</i> below a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

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1 Claim	2 '669 Patent Claim Language	GLAM Purse Hook
3 14	4 The hanger of 5 claim 12 wherein 6 the base includes a 7 substantially 8 planar bottom 9 surface, and 10 wherein the axis is 11 substantially 12 parallel to the 13 bottom surface.	The base of the GLAM Purse Hook has a substantially planar (<i>i.e.</i> flat) bottom surface which is substantially parallel to the axis about which the retractable pin rotates. This is shown in the following image: 
14 15	15 The hanger of 16 claim 12 wherein 17 the links are 18 adapted to pivot 19 relative to one 20 another.	21 The links of the GLAM Purse Hook pivot relative 22 to each other. The links and pivot are shown in the 23 following image: 

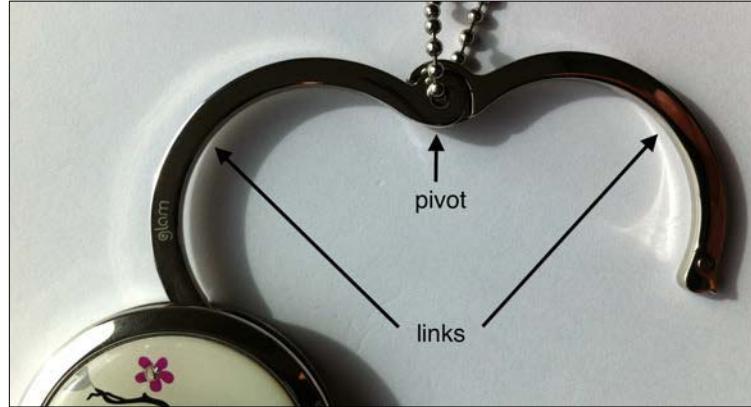
1 2 Claim	3 4 '669 Patent 5 Claim Language	6 7 GLAM Purse Hook
8 9 10 11 12 13 14 15	17 A hanger for hanging an article relative to a surface, the hanger comprising:	The GLAM Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website: 
16 17 18 19 20 21 22 23 24 25 26 27 28	17 (cont) a base having a perimeter;	The GLAM Purse Hook has a base with a circular perimeter. This is shown in the following product image from the RedEnvelope website: 

1 2 3 4 5 6 7 8 9 10 11	1 2 3 4 5 6 7 8 9 10 11 Claim '669 Patent Claim Language	1 2 3 4 5 6 7 8 9 10 11 GLAM Purse Hook
12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 17 (cont) a plurality of links including a first link and a last link that are connected to one another;	12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 The GLAM Purse Hook has two connected links. The links are shown in the following image: 

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Claim 17 (cont) '669 Patent Claim Language	GLAM Purse Hook
	a connector that couples the first link to the base, the connector selectively moves along an axis between a retracted position and an extended position, the connector rotating about the axis to move the plurality of links between	<p>The GLAM Purse Hook has a connector in the form of a retractable pin that couples the first link to the base. A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image:</p>  <p>The connector moves along an axis between a retracted position and an extended position. The connector rotates about the axis to move the links between a stored configuration and an operative configuration.</p>

1 2 Claim	'669 Patent Claim Language	GLAM Purse Hook
3 4 5 6 7 8 9 10 11 12 13	17 (cont) (i) a stored configuration, and	<p>The GLAM Purse Hook has a stored configuration. This configuration is shown in the following product image from the RedEnvelope website:</p> 
14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	17 (cont) (ii) an operative configuration in which at least one of the links is positioned to suspend the article relative to the surface; and	<p>The GLAM Purse Hook has an operative configuration in which at least one of the links is positioned to suspend the article (<i>e.g.</i> a purse) relative to the surface (<i>e.g.</i> below a table). This configuration is shown in the following product image from the RedEnvelope website:</p> 

1 2 3 4 5 6 7 8 9 10 11 12 13	1 2 3 4 5 6 7 8 9 10 11 12 13 '669 Patent Claim Language	GLAM Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12 13	1 2 3 4 5 6 7 8 9 10 11 12 13 17 (cont) a locking means that secures at least one of the links to the perimeter of the base on the stored configuration.	<p>The GLAM Purse Hook includes magnets that secure one of the links to the perimeter of the base (<i>i.e.</i> the circular outer edge of the base) in the stored configuration. Those magnets are shown in the following picture:</p> 
14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 19 A hanger for hanging an article relative to a surface, the hanger comprising:	<p>The GLAM Purse Hook is a hanger for hanging an article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> below a table). This is shown in the following product image from the RedEnvelope website:</p> 

1 2 Claim	3 '669 Patent 4 Claim Language	5 GLAM Purse Hook
6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28	19 (cont) a base having a perimeter;	The GLAM Purse Hook has a base with a circular perimeter. This is shown in the following product image from the RedEnvelope website: 
19 20 21 22 23 24 25 26 27 28	19 (cont) a plurality of links including a first link and a last link that are connected to one another; and	The GLAM Purse Hook has two connected links. The links are shown in the following image: 

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 '669 Patent Claim Language	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 GLAM Purse Hook
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 19 (cont) a connector that couples the first link to the base, the connector selectively moves along an axis between a retracted position and an extended position, the connector rotating about the axis to move the plurality of links between	1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 The GLAM Purse Hook has a connector in the form of a retractable pin that couples the first link to the base. A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image:  The connector moves along an axis between a retracted position and an extended position. The connector rotates about the axis to move the links between a stored configuration and an operative configuration.

1 2 Claim	3 '669 Patent 4 Claim Language	5 GLAM Purse Hook
6 7 8 9 10 11 12 13	14 19 (cont) 15 16 17 18 19 20 21 22 23 24 25 26 27 28	29 (i) a stored 30 configuration, and 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 259 260 261 262 263 264 265 266 267 268 269 269 270 271 272 273 274 275 276 277 278 279 279 280 281 282 283 284 285 286 287 288 289 289 290 291 292 293 294 295 296 297 298 299 299 300 301 302 303 304 305 306 307 308 309 309 310 311 312 313 314 315 316 317 318 319 319 320 321 322 323 324 325 326 327 328 329 329 330 331 332 333 334 335 336 337 338 339 339 340 341 342 343 344 345 346 347 348 349 349 350 351 352 353 354 355 356 357 358 359 359 360 361 362 363 364 365 366 367 368 369 369 370 371 372 373 374 375 376 377 378 379 379 380 381 382 383 384 385 386 387 388 389 389 390 391 392 393 394 395 396 397 398 399 399 400 401 402 403 404 405 406 407 408 409 409 410 411 412 413 414 415 416 417 418 419 419 420 421 422 423 424 425 426 427 428 429 429 430 431 432 433 434 435 436 437 438 439 439 440 441 442 443 444 445 446 447 448 449 449 450 451 452 453 454 455 456 457 458 459 459 460 461 462 463 464 465 466 467 468 469 469 470 471 472 473 474 475 476 477 478 479 479 480 481 482 483 484 485 486 487 488 489 489 490 491 492 493 494 495 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722 723 724 725 726 727 728 729 729 730 731 732 733 734 735 736 737 738 739 739 740 741 742 743 744 745 746 747 748 749 749 750 751 752 753 754 755 756 757 758 759 759 760 761 762 763 764 765 766 767 768 769 769 770 771 772 773 774 775 776 777 778 779 779 780 781 782 783 784 785 786 787 788 789 789 790 791 792 793 794 795 796 797 798 798 799 799 800 801 802 803 804 805 806 807 808 809 809 810 811 812 813 814 815 816 817 818 819 819 820 821 822 823 824 825 826 827 828 829 829 830 831 832 833 834 835 836 837 838 839 839 840 841 842 843 844 845 846 847 848 849 849 850 851 852 853 854 855 856 857 858 859 859 860 861 862 863 864 865 866 867 868 869 869 870 871 872 873 874 875 876 877 878 879 879 880 881 882 883 884 885 886 887 888 889 889 890 891 892 893 894 895 896 897 898 898 899 899 900 901 902 903 904 905 906 907 908 909 909 910 911 912 913 914 915 916 917 918 919 919 920 921 922 923 924 925 926 927 928 929 929 930 931 932 933 934 935 936 937 938 939 939 940 941 942 943 944 945 946 947 948 949 949 950 951 952 953 954 955 956 957 958 959 959 960 961 962 963 964 965 966 967 968 969 969 970 971 972 973 974 975 976 977 978 979 979 980 981 982 983 984 985 986 987 988 988 989 989 990 991 992 993 994 995 995 996 997 997 998 998 999 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049 1049 1050 1051 1052 1053 1054 1055 1056 1057 1058 1059 1059 1060 1061 1062 1063 1064 1065 1066 1067 1068 1069 1069 1070 1071 1072 1073 1074 1075 1076 1077 1078 1079 1079 1080 1081 1082 1083 1084 1085 1086 1087 1088 1088 1089 1089 1090 1091 1092 1093 1094 1095 1096 1097 1098 1098 1099 1099 1100 1101 1102 1103 1104 1105 1106 1107 1108 1109 1109 1110 1111 1112 1113 1114 1115 1116 1117 1118 1119 1119 1120 1121 1122 1123 1124 1125 1126 1127 1128 1129 1129 1130 1131 1132 1133 1134 1135 1136 1137 1138 1139 1139 1140 1141 1142 1143 1144 1145 1146 1147 1148 1149 1149 1150 1151 1152 1153 1154 1155 1156 1157 1158 1159 1159 1160 1161 1162 1163 1164 1165 1166 1167 1168 1169 1169 1170 1171 1172 1173 1174 1175 1176 1177 1178 1179 1179 1180 1181 1182 1183 1184 1185 1186 1187 1188 1188 1189 1189 1190 1191 1192 1193 1194 1195 1196 1197 1198 1198 1199 1199 1200 1201 1202 1203 1204 1205 1206 1207 1208 1209 1209 1210 1211 1212 1213 1214 1215 1216 1217 1218 1219 1219 1220 1221 1222 1223 1224 1225 1226 1227 1228 1229 1229 1230 1231 1232 1233 1234 1235 1236 1237 1238 1239 1239 1240 1241 1242 1243 1244 1245 1246 1247 1248 1249 1249 1250 1251 1252 1253 1254 1255 1256 1257 1258 1259 1259 1260 1261 1262 1263 1264 1265 1266 1267 1268 1269 1269 1270 1271 1272 1273 1274 1275 1276 1277 1278 1279 1279 1280 1281 1282 1283 1284 1285 1286 1287 1288 1288 1289 1289 1290 1291 1292 1293 1294 1295 1296 1297 1298 1298 1299 1299 1300 1301 1302 1303 1304 1305 1306 1307 1308 1309 1309 1310 1311 1312 1313 1314 1315 1316 1317 1318 1319 1319 1320 1321 1322 1323 1324 1325 1326 1327 1328 1329 1329 1330 1331 1332 1333 1334 1335 1336 1337 1338 1339 1339 1340 1341 1342 1343 1344 1345 1346 1347 1348 1349 1349 1350 1351 1352 1353 1354 1355 1356 1357 1358 1359 1359 1360 1361 1362 1363 1364 1365 1366 1367 1368 1369 1369 1370 1371 1372 1373 1374 1375 1376 1377 1378 1379 1379 1380 1381 1382 1383 1384 1385 1386 1387 1388 1388 1389 1389 1390 1391 1392 1393 1394 1395 1396 1397 1398 1398 1399 1399 1400 1401 1402 1403 1404 1405 1406 1407 1408 1409 1409 1410 1411 1412 1413 1414 1415 1416 1417 1418 1419 1419 1420 1421 1422 1423 1424 1425 1426 1427 1428 1429 1429 1430 1431 1432 1433 1434 1435 1436 1437 1438 1439 1439 1440 1441 1442 1443 1444 1445 1446 1447 1448 1449 1449 1450 1451 1452 1453 1454 1455 1456 1457 1458 1459 1459 1460 1461 1462 1463 1464 1465 1466 1467 1468 1469 1469 1470 1471 1472 1473 1474 1475 1476 1477 1478 1479 1479 1480 1481 1482 1483 1484 1485 1486 1487 1488 1488 1489 1489 1490 1491 1492 1493 1494 1495 1496 1497 1498 1498 1499 1499 1500 1501 1502 1503 1504 1505 1506 1507 1508 1509 1509 1510 1511 1512 1513 1514 1515 1516 1517 1518 1519 1519 1520 1521 1522 1523 1524 1525 1526 1527 1528 1529 1529 1530 1531 1532 1533 1534 1535 1536 1537 1538 1539 1539 1540 1541 1542 1543 1544 1545 1546 1547 1548 1549 1549 1550 1551 1552 1553 1554 1555 1556 1557 1558 1559 1559 1560 1561 1562 1563 1564 1565 1566 1567 1568 1569 1569 1570 1571 1572 1573 1574 1575 1576 1577 1578 1579 1579 1580 1581 1582 1583 1584 1585 1586 1587 1588 1588 1589 1589 1590 1591 1592 1593 1594 1595 1596 1597 1598 1598 1599 1599 1600 1601 1602 1603 1604 1605 1606 1607 1608 1609 1609 1610 1611 1612 1613 1614 1615 1616 1617 1618 1619 1619 1620 1621 1622 1623 1624 1625 1626 1627 1628 1629 1629 1630 1631 1632 1633 1634 1635 1636 1637 1638 1639 1639 1640 1641 1642 1643 1644 1645 1646 1647 1648 1649 1649 1650 1651 1652 1653 1654 1655 1656 1657 1658 1659 1659 1660 1661 1662 1663 1664 1665 1666 1667 1668 1669 1669 1670 1671 1672 1673 1674 1675 1676 1677 1678 1679 1679 1680 1681 1682 1683 1684 1685 1686 1687 1688 1688 1689 1689 1690 1691 1692 1693 1694 1695 1696 1697 1698 1698 1699 1699 1700 1701 1702 1703 1704 1705 1706 1707 1708 1709 1709 1710 1711 1712 1713 1714 1715 1716 1717 1718 1719 1719 1720 1721 1722 1723 1724 1725 1726 1727 1728 1729 1729 1730 1731 1732 1733 1734 1735 1736 1737 1738 1739 1739 1740 1741 1742 1743 1744 1745 1746 1747 1748 1749 1749 1750 1751 1752 1753 1754 1755 1756 1757 1758 1759 1759 1760 1761 1762 1763 1764 1765 1766 1767 1768 1769 1769 1770 1771 1772 1773 1774 1775 1776 1777 1778 1779 1779 1780 1781 1782 1783 1784 1785 1786 1787 1788 1788 1789 1789 1790 1791 1792 1793 1794 1795 1796 1797 1798 1798 1799 1799 1800 1801 1802 1803 1804 1805 1806 1807 1808 1809 1809 1810 1811 1812 1813 1814 1815 1816 1817 1818 1819 1819 1820 1821 1822 1823 1824 1825 1826 1827 1828 1829 1829 1830 1831 1832 1833 1834 1835 1836 1837 1838 1839 1839 1840 1841 1842 1843 1844 1845 1846 1847 1848 1849 1849 1850 1851 185

1 Claim	2 '669 Patent Claim Language	3 GLAM Purse Hook
4 19 (cont)	5 wherein the links 6 contact at least 7 approximately 8 50% of the 9 perimeter of the 10 base in the stored 11 configuration.	12 The links in the GLAM Purse Hook contact <u>at</u> 13 <u>least</u> 50% of the perimeter (<i>i.e.</i> the circular outer 14 edge) of the base in the stored configuration because they contact almost the entire perimeter. This is shown in the following product image from the RedEnvelope website: 
15 20	16 A hanger for 17 hanging an article 18 relative to a 19 surface, the 20 hanger 21 comprising:	22 The GLAM Purse Hook is a hanger for hanging an 23 article (<i>e.g.</i> a purse) relative to a surface (<i>e.g.</i> 24 below a table). This is shown in the following 25 product image from the RedEnvelope website: 

1 Claim	2 '669 Patent Claim Language	3 GLAM Purse Hook
4 20 (cont)	5 a base having a 6 perimeter;	7 The GLAM Purse Hook has a base with a circular 8 perimeter. This is shown in the following product 9 image from the RedEnvelope website: 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28
12 20 (cont)	13 a plurality of links 14 including a first 15 link and a last link 16 that are connected 17 to one another; 18 and 19 20 21 22 23 24 25 26 27 28	20 The GLAM Purse Hook has two connected links. The links are shown in the following image: 21 22 23 24 25 26 27 28

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Claim 20 (cont) '669 Patent Claim Language	GLAM Purse Hook
	a connector that couples the first link to the base, the connector selectively moves along an axis between a retracted position and an extended position, the connector rotating about the axis to move the plurality of links between	<p>The GLAM Purse Hook has a connector in the form of a retractable pin that couples the first link to the base. A side-by-side comparison of the retractable-pin connector in its retracted position and extended position appears in the following image:</p>  <p>The connector moves along an axis between a retracted position and an extended position. The connector rotates about the axis to move the links between a stored configuration and an operative configuration.</p>

1 Claim	2 '669 Patent Claim Language	3 GLAM Purse Hook
4 20 (cont)	5 (i) a stored 6 configuration, and	7 The GLAM Purse Hook has a stored 8 configuration. This configuration is shown in the 9 following product image from the RedEnvelope 10 website: 11 12 
13 20 (cont)	14 (ii) an operative 15 configuration in 16 which at least one 17 of the links is 18 positioned to 19 suspend the article relative to the surface;	20 The GLAM Purse Hook has an operative 21 configuration in which at least one of the links is 22 positioned to suspend the article (<i>e.g.</i> a purse) 23 relative to the surface (<i>e.g.</i> below a table). This 24 configuration is shown in the following product 25 image from the RedEnvelope website: 26 27 

1 Claim	2 '669 Patent Claim Language	3 GLAM Purse Hook
4 20 (cont)	5 wherein the links 6 contact 7 approximately 8 100% of the 9 perimeter of the base in the stored configuration.	10 The links in the GLAM Purse Hook contact at 11 approximately 100% of the perimeter (<i>i.e.</i> the 12 circular outer edge) of the base in the stored 13 configuration because they contact almost the 14 entire perimeter. This is shown in the following 15 product image from the RedEnvelope website: 

16 **G. RedEnvelope's willful infringement of the Luxe Link Patents**

17 37. On December 30, 2009, Luxe Link sent a letter to RedEnvelope by
18 certified mail notifying RedEnvelope that the '900 Patent was about to issue and
19 that RedEnvelope's RedEnvelope Purse Hook infringed the claims of the '900
20 Patent. A copy of that letter is attached as Exhibit E.

21 38. In that letter, Luxe Link also advised RedEnvelope that it had filed a
22 continuation application, U.S. Serial No. 12/566,574, with claims slightly different
23 than those in the '900 Patent which also covered the RedEnvelope Purse Hook.
24 That is the continuation application which resulted in the issuance of the '669
25 Patent.

26 39. On January 12, 2010, Luxe Link sent a letter to RedEnvelope by
27 certified mail providing notice that the '900 Patent had issued and requesting that
28 RedEnvelope immediately contact Luxe Link regarding its infringement. A copy of

that letter, which enclosed a copy of the '900 Patent, is attached as Exhibit F.

40. On January 21, 2010, RedEnvelope responded to Luxe Link and acknowledged its infringement claim regarding the RedEnvelope Purse Hook. In that letter, RedEnvelope asserted that it was not liable for any infringement of the '900 Patent because "RedEnvelope merely resells the product in question." But RedEnvelope did not identify the alleged third party that it claims designs and manufactures the RedEnvelope Purse Hook. A copy of that letter is attached as Exhibit G.

41. In that letter RedEnvelope confirmed that it had reviewed the claims of the '900 Patent and applied them to the RedEnvelope Purse Hook. RedEnvelope then stated, without any supporting analysis, that the '900 Patent was invalid and that RedEnvelope did not infringe it. RedEnvelope attempted to support this position with a generic recitation of basic patent law:

“Having had the opportunity to more fully review the claims of the ‘900 Patent vis-à-vis the Purse Hook, RedEnvelope is unable to determine how the Purse Hook might be alleged to infringe any valid claim of the ‘900 Patent. It appears that the Purse Hook fails to satisfy each and every claim limitation of any one of the independent claims of the ‘900 Patent. To the extent that the Purse Hook is found not to infringe an independent claim of the ‘900 Patent, any claim dependent from that independent claim is not infringed in that a dependent represents a more narrowly claimed embodiment of its independent base claim.”

(Exhibit G)

42. In that letter, RedEnvelope demanded that Luxe Link provide an infringement analysis and stated that “In the absence of further correspondence, RedEnvelope will consider this matter mutually resolved.” (Exhibit G)

43. RedEnvelope continued to offer the infringing RedEnvelope Purse Hook for sale.

44. On February 2, 1010, Luxe Link sent RedEnvelope further correspondence expressly identifying independent claim 15 and dependent claims 18 and 20 of the '900 Patent as being practiced by RedEnvelope. Luxe Link

1 repeated its request that RedEnvelope cease and desist from infringing the '900
2 Patent. A copy of that letter is attached as Exhibit H.

3 45. RedEnvelope continued to offer the infringing RedEnvelope Purse
4 Hook for sale.

5 46. On September 27, 2010, Luxe Link sent another letter to RedEnvelope
6 by certified mail regarding RedEnvelope's continuing infringement and including a
7 detailed infringement claim chart. A copy of that letter is attached as Exhibit I.

8 47. RedEnvelope continued to offer the infringing RedEnvelope Purse
9 Hook for sale.

10 48. On October 25, 2010, RedEnvelope responded and again made
11 conclusory denials of infringement and assertions of invalidity:

12 "RedEnvelope has carefully reviewed these assertions and maintains
13 its previous contention that the '900 Patent is not infringed by the
14 RedEnvelope purse hook product. RedEnvelope also has serious
15 concerns as to the validity of the '900 Patent and is in possession of
prior art believed to evidence both the anticipation and obviousness of
the claims identified in your charts."

16 A copy of that letter is attached as Exhibit J.

17 49. Notwithstanding its unsupported legal conclusions, RedEnvelope
18 failed to provide any information in support of its non-infringement position and
19 failed to identify any prior art it alleges invalidates the '900 Patent. Instead,
20 RedEnvelope requested that Luxe Link provide it a draft license under which
21 RedEnvelope could continue to offer the RedEnvelope Purse Hook.

22 50. RedEnvelope continued to offer the infringing RedEnvelope Purse
23 Hook for sale.

24 51. On December 20, 2010, nearly a year after Luxe Link first provided
25 notice that the RedEnvelope Purse Hook infringed the '900 patent, Luxe Link sent
26 RedEnvelope yet another letter demanding that RedEnvelope cease and desist
27 offering the infringing RedEnvelope Purse Hook. A copy of that letter is attached
28 as Exhibit K.

1 52. On January 7, 2011, Luxe Link sent yet another letter to RedEnvelope
2 advising that Luxe Link was not willing to license its '900 Patent to RedEnvelope
3 but would consider selling Luxe Link Purse Hooks to RedEnvelope for further
4 distribution. A copy of that letter is attached as Exhibit L.

5 53. RedEnvelope continued to offer its infringing RedEnvelope Purse
6 Hooks for sale.

7 54. RedEnvelope had actual notice of Luxe Link's patent rights as early
8 as December 2009.

9 55. RedEnvelope's continuing infringement of the '900 Patent is
10 intentional and unreasonable.

11 56. RedEnvelope began offering its infringing GLAM Purse Hooks after
12 it received actual notice of the Luxe Link Patents.

13 57. RedEnvelope has deliberately disregarded Luxe Link's property rights
14 and has continued to sell infringing RedEnvelope Purse Hooks and GLAM Purse
15 Hooks. It has done so with no reasonable belief for thinking it had a legal right to
16 continue its conduct—Luxe Link repeatedly requested that RedEnvelope identify a
17 basis for RedEnvelope's position and RedEnvelope responded with blanket
18 assertions of non-infringement and invalidity unsupported by information or prior
19 art.

20 58. RedEnvelope's intentional infringement has caused substantial harm
21 to Luxe Link's purse hook business. RedEnvelope's infringing purse hooks are
22 inexpensive knock offs of Luxe Link's patented product and RedEnvelope's sale of
23 its competing infringing products at much lower prices has caused commercial
24 injury to Luxe Link.

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1
2 **V. FIRST CAUSE OF ACTION**
3 **PATENT INFRINGEMENT UNDER 35 U.S.C. § 271**
4 **U.S. PATENT NO. 7,644,900**

5 59. Plaintiff incorporates Paragraphs 1–58 of its Complaint by reference
6 herein.

7 60. Defendant has been and is directly infringing the '900 Patent under 35
8 U.S.C. § 271(a) by making, using, offering to sell, and selling, its RedEnvelope
9 Purse Hooks and GLAM Purse Hooks within the United States.

10 61. Upon information and belief, Defendant's customers and other users
11 of Defendant's RedEnvelope Purse Hooks and GLAM Purse Hooks, have been and
12 are directly infringing one or more claims of the '900 Patent under 35 U.S.C.
§ 271(a).

13 62. Defendant has been and is actively inducing infringement of one or
14 more claims of the '900 Patent under 35 U.S.C. § 271(b) by providing to
15 customers, including customers in this judicial district, its RedEnvelope Purse
16 Hooks and GLAM Purse Hooks, along with instructions and directions that result
17 in the use of the portable hanger disclosed and claimed in the '900 Patent. On
18 information and belief, Defendant knew, or should have known, that its customers
19 and other users of its products would use Defendant's products to infringe the '900
20 Patent and intended such infringement.

21 63. Defendant has been and is contributorily infringing one or more
22 claims of the '900 Patent under 35 U.S.C. § 271(c) by making, selling, and/or
23 offering for sale to customers, including customers in this judicial district, its
24 RedEnvelope Purse Hooks and GLAM Purse Hooks. Defendant's RedEnvelope
25 Purse Hooks and GLAM Purse Hooks are each a material part of the invention
26 claimed in the '900 Patent, are not staple articles or commodities of commerce, and
27 have no substantial non-infringing use. Upon information and belief, Defendant
28 knew, or should have known, that its RedEnvelope Purse Hooks and GLAM Purse

Hooks were especially made or adapted for an infringing use.

64. Defendant's infringement, contributory infringement, and inducement to infringe the '900 Patent have been willful and have deliberately injured and will continue to injure Luxe Link unless and until the Court enters a preliminary or permanent injunction prohibiting further infringement and, specifically, enjoining further manufacture, use, importation, sale, and/or offer for sale of products that fall within the scope of the '900 Patent.

**VI. SECOND CAUSE OF ACTION
PATENT INFRINGEMENT UNDER 35 U.S.C. § 271
U.S. PATENT NO. 8,061,669**

65. Plaintiff incorporates Paragraphs 1–64 of its Complaint by reference herein.

66. Defendant has been and is directly infringing the '669 Patent under 35 U.S.C. § 271(a) by making, using, offering to sell, and selling, its RedEnvelope Purse Hooks and GLAM Purse Hooks within the United States.

67. Defendant's customers and other users of Defendant's RedEnvelope Purse Hooks and GLAM Purse Hooks, have been and are directly infringing one or more claims of the '669 Patent under 35 U.S.C. § 271(a).

68. Defendant has been and is actively inducing infringement of one or more claims of the '669 Patent under 35 U.S.C. § 271(b) by providing to customers, including customers in this judicial district, its RedEnvelope Purse Hooks and GLAM Purse Hooks, along with instructions and directions that result in the use of the hanger disclosed and claimed in the '669 Patent. On information and belief, Defendant knew, or should have known, that its customers and other users of its products would use Defendant's products to infringe the '669 Patent and intended such infringement.

69. Defendant has been and is contributorily infringing one or more claims of the '669 Patent under 35 U.S.C. § 271(c) by making, selling, and/or

offering for sale to customers, including customers in this judicial district, its RedEnvelope Purse Hooks and GLAM Purse Hooks. Defendant's RedEnvelope Purse Hooks and GLAM Purse Hooks are each a material part of the invention claimed in the '669 patent, are not staple articles or commodities of commerce, and have no substantial non-infringing use. Upon information and belief, Defendant knew, or should have known, that its RedEnvelope Purse Hooks and GLAM Purse Hooks were especially made or adapted for an infringing use.

70. Defendant's infringement, contributory infringement, and inducement to infringe the '669 Patent have been willful and have deliberately injured and will continue to injure Luxe Link unless and until the Court enters a preliminary or permanent injunction prohibiting further infringement and, specifically, enjoining further manufacture, use, importation, sale, and/or offer for sale of products that fall within the scope of the '669 Patent.

V. RELIEF REQUESTED

WHEREFORE, Luxe Link asks this Court to enter judgment against Defendant and against Defendant's subsidiaries, affiliates, agents, servants, employees and all persons in active concert or participation with them, granting the following relief:

- A. A judgment or order declaring that Defendant has infringed, induced others to infringe, and/or contributorily infringed the '900 Patent;
 - B. A judgment, order, or award of damages adequate to compensate Luxe Link for Defendant's infringement of the '900 Patent, based on lost sales, lost profits, price erosion, loss of market share, or any other applicable theory, together with prejudgment interest from the date infringement of the '900 Patent began;
 - C. A judgment or order declaring that Defendant has infringed, induced others to infringe, and/or contributorily infringed the '669 Patent;
 - D. A judgment, order, or award of damages adequate to compensate

1 Luxe Link for Defendant's infringement of the '669 Patent, based on
2 lost sales, lost profits, price erosion, loss of market share, or any other
3 applicable theory, together with prejudgment interest from the date
4 infringement of the '669 Patent began;

- 5 E. A permanent injunction prohibiting further infringement, inducement,
6 and contributory infringement of the '900 Patent;
7 F. A permanent injunction prohibiting further infringement, inducement,
8 and contributory infringement of the '669 Patent;
9 F. A finding that this case is exceptional and an award to Luxe Link of
10 its attorneys' fees and costs as provided by 35 U.S.C. § 285;
11 G. Increased damages as permitted by 35 U.S.C. § 284, together with
12 prejudgment interest; and
13 H. Such other and further relief as this Court or a jury may deem proper
14 and just.

15
16 Dated this 1st day of June, 2012.

17
18 Respectfully Submitted,

19 **NEWMAN DU WORS LLP**

20 By:

21 
Derek A. Newman, State Bar No. 190467
derek@newmanlaw.com
22 Derek Linke (*pro hac vice* to be filed)
linke@newmanlaw.com
23

24 Attorneys for Plaintiff
25 LUXE LINK, LLC
26
27
28

1 **VII. JURY DEMAND**

2 Pursuant to FED. R. CIV. P. 38(b), Plaintiff Luxe Link, LLC demands a trial
3 by jury of all issues presented in this complaint which are triable by jury.

4

5 Dated this 1st day of June, 2012.

6

7 Respectfully Submitted,

8 **NEWMAN DU WORS LLP**

9 By:

10 
11 Derek A. Newman, State Bar No. 190467
12 derek@newmanlaw.com
13 Derek Linke (*pro hac vice* to be filed)
14 linke@newmanlaw.com

15

16 Attorneys for Plaintiff
17 LUXE LINK, LLC

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Dolly Gee and the assigned discovery Magistrate Judge is Michael Wilner.

The case number on all documents filed with the Court should read as follows:

CV12- 4829 DMG (MRWx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

=====

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

Western Division
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

Southern Division
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

Eastern Division
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

Derek A. Newman, State Bar No. 190467
derek@newmanlaw.com
NEWMAN DU WORS LLP
100 Wilshire Boulevard, Suite 950
Santa Monica, CA 90401
Telephone: (310) 359-8200

Derek Linke (pro hac vice to be filed)
linke@newmanlaw.com
NEWMAN DU WORS LLP
1201 Third Avenue, Suite 1600
Seattle, WA 98101
Telephone: (206) 274-2800

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

LUXE LINK, LLC, a California limited liability
company,

CASE NUMBER

CV12-04829

DMG (MPW)

PLAINTIFF(S)

v.
PROVIDE COMMERCE, INC., a Delaware
corporation, d/b/a RedEnvelope.com,

SUMMONS

DEFENDANT(S).

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Derek Newman, whose address is 100 Wilshire Blvd., Ste. 950, Santa Monica, CA 90401. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUN - 1 2012

Clerk, U.S. District Court

By: _____

Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3).]

Derek A. Newman, State Bar No. 190467
derek@newmanlaw.com
NEWMAN DU WORS LLP
100 Wilshire Boulevard, Suite 950
Santa Monica, CA 90401
Telephone: (310) 359-8200

Derek Linke (pro hac vice to be filed)
linke@newmanlaw.com
NEWMAN DU WORS LLP
1201 Third Avenue, Suite 1600
Seattle, WA 98101
Telephone: (206) 274-2800

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

LUXE LINK, LLC, a California limited liability
company,

CASE NUMBER

CV12-04829 DM6(NBNX)

PLAINTIFF(S)

v.
PROVIDE COMMERCE, INC., a Delaware
corporation, d/b/a RedEnvelope.com,

SUMMONS

DEFENDANT(S).

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Derek Newman, whose address is 100 Wilshire Blvd., Ste. 950, Santa Monica, CA 90401. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUN - 1 2012

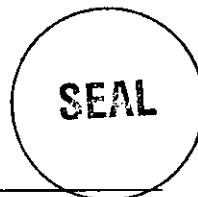
Dated: _____

Clerk, U.S. District Court
JULIE PRADO

By: _____

Deputy Clerk

(Seal of the Court)



[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3).]

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I(a) PLAINTIFFS (Check box if you are representing yourself)
LUXE LINK, LLC, a California limited liability company

DEFENDANTS
PROVIDE COMMERCE, INC., a Delaware corporation, d/b/a
RedEnvelope.com,

(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)
Derek A. Newman, 190467
derek@newmanlaw.com
NEWMAN DU WORS LLP
100 Wilshire Boulevard, Suite 950
Santa Monica, CA 90401
Telephone: (310) 359-8200

Derek Linke (pro hac to be filed)
linke@newmanlaw.com
NEWMAN DU WORS LLP
1201 Third Avenue, Suite 1600
Seattle, WA 98101
Telephone: (206) 224-2800

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an X in one box only.)

- 1 U.S. Government Plaintiff 3 Federal Question (U.S. Government Not a Party)
- 2 U.S. Government Defendant 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only
(Place an X in one box for plaintiff and one for defendant.)

	PTF	DEF	PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4 <input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5 <input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6 <input type="checkbox"/> 6

IV. ORIGIN (Place an X in one box only.)

- 1 Original 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from another district (specify): 6 Multi-District Litigation 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: JURY DEMAND: Yes No (Check 'Yes' only if demanded in complaint.)CLASS ACTION under F.R.C.P. 23: Yes No MONEY DEMANDED IN COMPLAINT: \$ _____VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)
35 U.S.C. 271; Patent Infringement

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	TORTS	TORTS	PRISONER	LABOR
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> PERSONAL INJURY	<input type="checkbox"/> PERSONAL PROPERTY	<input type="checkbox"/> PETITIONS	<input type="checkbox"/> 710 Fair Labor Standards Act
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 720 Labor/Mgmt. Relations
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 530 General Habeas Corpus	<input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act
<input type="checkbox"/> 450 Commerce/ICC Rates/etc.	<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 740 Railway Labor Act
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Fed. Employers' Liability	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 790 Other Labor Litigation
<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> BANKRUPTCY	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 791 Empl. Ret. Inc. Security Act
<input type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans)	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 555 Prison Condition FORFEITURE / PENALTY	<input type="checkbox"/> PROPERTY RIGHTS
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 350 Motor Vehicle Product Liability	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 610 Agriculture	<input type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 810 Selective Service	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 441 CIVIL RIGHTS Voting	<input type="checkbox"/> 620 Other Food & Drug	<input checked="" type="checkbox"/> 830 Patent
<input type="checkbox"/> 850 Securities/Commodities/ Exchange	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 840 Trademark SOCIAL SECURITY
<input type="checkbox"/> 875 Customer Challenge 12 USC 3410	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 630 Liquor Laws	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 444 Welfare	<input type="checkbox"/> 640 R.R. & Truck	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 891 Agricultural Act	<input type="checkbox"/> REAL PROPERTY	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 445 American with Disabilities - Employment	<input type="checkbox"/> 650 Airline Regs	<input type="checkbox"/> 863 DIWC/DIWW (405(g))
<input type="checkbox"/> 892 Economic Stabilization Act	<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 369 IMMIGRATION	<input type="checkbox"/> 446 American with Disabilities - Other	<input type="checkbox"/> 660 Occupational Safety /Health	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 462 Naturalization Application	<input type="checkbox"/> 447 Other Civil Rights	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 865 RSI (405(g))
<input type="checkbox"/> 894 Energy Allocation Act	<input type="checkbox"/> 230 Rent Lease & Ejectment	<input type="checkbox"/> 463 Habeas Corpus-Alien Detainee			<input type="checkbox"/> FEDERAL TAX SUITS
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 465 Other Immigration Actions			<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice	<input type="checkbox"/> 245 Tort Product Liability				<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
<input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 290 All Other Real Property				

CV 12-04829

FOR OFFICE USE ONLY: Case Number: _____

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

BY FAX

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? No Yes
If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? No Yes
If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) A. Arise from the same or closely related transactions, happenings, or events; or
 B. Call for determination of the same or substantially related or similar questions of law and fact; or
 C. For other reasons would entail substantial duplication of labor if heard by different judges; or
 D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

- (a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named plaintiff resides.
 Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District: [*]	California County outside of this District; State, if other than California; or Foreign Country
Luxe Link, LLC, Los Angeles County	

- (b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named defendant resides.
 Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District: [*]	California County outside of this District; State, if other than California; or Foreign Country
	PROVIDE COMMERCE, INC., San Diego County

- (c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH claim arose.

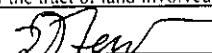
Note: In land condemnation cases, use the location of the tract of land involved.

County in this District: [*]	California County outside of this District; State, if other than California; or Foreign Country
L-A County	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER):



Date June 1, 2012

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))